

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

<p>KAROL JOHANA BOTERO-NAVARRO and JOSE MANUEL RAMIREZ-MEDINA,</p> <p>Plaintiffs,</p> <p>vs.</p> <p>THE CITY OF TAYLORSVILLE, CHIEF BRADY COTTAM, and SERGEANT SCOTT LLOYD,</p> <p>Defendants.</p>	<p>ORDER ADOPTING REPORT AND RECOMMENDATION AND GRANTING THE DEFENDANTS' MOTION FOR SUMMARY JUDGMENT AGAINST PLAINTIFF BOTERO-NAVARRO</p> <p>Case No. 2:23-cv-100-TC-DBP</p> <p>Judge Tena Campbell Magistrate Judge Dustin B. Pead</p>
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On March 26, 2024, United States Magistrate Judge Dustin B. Pead issued a Report & Recommendation (R&R) (ECF No. 72) recommending that the court grant the Defendants' motion for summary judgment (ECF No. 58) against Plaintiff Karol Johana Botero-Navarro under Federal Rule of Civil Procedure Rule 41(b). Ms. Botero-Navarro failed to respond to both the Defendants' motion and the court's order to show cause why the Defendants' motion should not be granted based on Ms. Botero-Navarro's failure to respond (ECF No. 69). Ms. Botero-Navarro had fourteen days to object to the R&R. See Fed. R. Civ. P. 72(b)(2).¹

The time for objecting has passed and nothing has been filed. Accordingly, the court reviewed the R&R for clear error and finds that it is correct in all material respects. See Fed. R.

¹ Because Ms. Botero-Navarro received service of the R&R by mail, the court gave her three additional days to object to the R&R. See Fed. R. Civ. P. 6(d).

Civ. P. 72 Advisory Committee Notes 1983 Addition Subdivision (b). The court agrees that the Defendants' motion against Ms. Botero-Navarro should be granted.

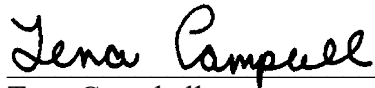
ORDER

The court adopts the R&R (ECF No. 72) in its entirety and grants the Defendants' motion for summary judgment against Ms. Botero-Navarro (ECF No. 58). The Defendants' motion remains pending against Plaintiff Jose Manuel Ramirez-Medina.

The court also orders the Defendants and Mr. Ramirez-Medina—who have represented to the court that they are engaged in settlement negotiations (see Mot. to Stay Briefing, ECF No. 65)—to file settlement papers or a status report informing the court on the progress of their settlement negotiations by June 1, 2024.

DATED this 15th day of April, 2024.

BY THE COURT:

A handwritten signature in black ink, reading "Tena Campbell", written over a horizontal line.

Tena Campbell
United States District Judge